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JNM  
9-1-00

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)  
780.29643CX4

In re Application of: Thomas J. CAMPANA, Jr. et al  
Application No. 09/455,409  
Filed: December 6, 1999  
For: ELECTRONIC MAIL SYSTEM WITH RF COMMUNICATIONS TO MOBILE PROCESSORS

The owner\*, NTP Incorporated..... of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. \* See Below..... The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. \* 5,436,960, 5,438,611, 5,479,472, 5,625,670, 5,631,946, 5,819,172 and 6,067,451

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

☒ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

July 19, 2000

08/31 2000 LBADIE 00000001 09455409

Date

06 FC 248

55.00 DP

Signature

Donald E. Stout, Reg. No. 26,422

Typed or printed name

Also, President, NTP Incorporated

☒ \$385.00)

Terminal disclaimer fee under 37 CFR 1.20(d) included.

☒ PTO suggested wording for terminal disclaimer was

☒ unchanged. ☐ changed (if changed, an explanation should be supplied).

\*Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee.

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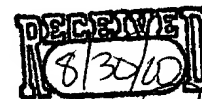
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Signature: Melvin Kraus

Date: August 30, 2000

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## Request and Payment Information

Description of Request and Payment Information:

~~Claims Fee/Terminal Disclaimer~~

Patent Fee	Patent Maintenance Fee	Trademark Fee	Other Fee
Application No.  09/455,409	Application No.	Serial No.	IDON Customer No.
Patent No.	Patent No.	Registration No.	
Attorney Docket No.  780.29643CX4		Identify or Describe Mark	

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Date: August 30, 2000	From: Donald E. Stout
To: Linda Badie	ANTONELLI, TERRY, STOUT & KRAUS, LLP 2400 North Seventeenth Street, Suite 1800 Arlington, Virginia 22209
Facsimile No.: (703) 305-9508	Writer's Direct Dial: (703) 312-6650
Telephone No.: (703) 306-5578	Writer's Internet Address: dstout@antonelli.com
Re: U.S. Appl. Ser. No. 09/455,409; Our ref.: 780.29643CX4	
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Thank you.

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